

LIBER 22 488

being, first: a parcel of land containing 5 Acres, 3 Roods and 12 Perches of land, fully described in a deed from Jacob Mort and Julia Ann Mort, his wife, to John William Miller, dated March 11, 1857, and recorded among the Land Records of Frederick County in Liber H.W.B. No. 296, folio _____, one of the Land Records of Frederick County, as will fully appear by reference to a certified copy of said deed filed here as a part hereof and marked "Exhibit B", which, together with all other exhibits herewith filed, it is prayed may be taken and considered as a part of this supplemental bill of complaint as well as of the original bill. The second of said parcels of mountain land contains 6 Acres, 3 Roods and 18 Square Perches, more or less, and was conveyed unto the said John William Miller by Andrew J. Wachter and Doctor R. Wachter, Trustees, by deed dated March 30th, 1886, and duly recorded among the Land Records of Frederick County in Liber H.W.B. No. 296, folio _____, as will fully appear by reference to a certified copy of said deed filed herewith and marked "Exhibit C".

3rd. Your petitioners further state that the parties to this supplemental bill of complaint are all the parties in interest, they being the same parties as set out in paragraph two of the original bill of complaint filed March 17, 1910; except that, since the filing of said original bill of complaint, John M. Miller, of Xenia, Montgomery County, Ohio, has attained the age of twenty-one years.

4th. That the land described in Exhibits B. and C. herein referred to is not susceptible of division among the parties thereunto entitled without loss and injury, and the same should therefore be sold and the proceeds divided among the parties thereunto entitled according to their respective rights and interests.

TO THE END, THEREFORE:

(a) That the said real estate described in Exhibits B and C may be sold at the same time that the land described in Exhibit A in the original bill of complaint, and the proceeds of all of said property be divided among the parties thereunto entitled.